

Docket No.: P-204.00 CON



01-07-02

55270R

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Mattes et al.

Group Art Unit:

Application No.: 09/963,341

Examiner: To be assigned

Filed: September 24, 2001

For: ALPHA 1-ANTITRYPSIN PREPARATION AS
WELL AS A METHOD FOR PRODUCING
THE SAME

Assistant Commissioner for Patents
Washington, D.C. 20231
Attention: Box Missing Parts

RESPONSE TO NOTICE TO FILE MISSING PARTS
OF NONPROVISIONAL APPLICATION

In response to the Notice of Missing Parts dated October 18, 2001, for the above-identified continuation patent application, enclosed are:

- Copy of Executed Declaration For Patent Application from prior copending parent application Serial No. 09/445,590 filed 03/13/00, and
- Copy of Notice to File Missing Parts of Nonprovisional Application.

Since this is a Rule 1.53(b) Continuation application, Applicants believe they only need to submit a copy of the executed Declaration from copending parent application Serial No. 09/445,590, and believe that no fees are required. However, if any fees are due, please charge to our Deposit Account No. 02-1437 (P-204.00CON). A duplicate copy of this sheet is enclosed.

Respectfully submitted,

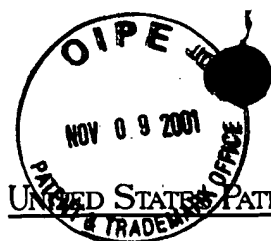
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CERTIFICATE OF EXPRESS MAILING

I hereby certify that this document (along with any referred to as being attached or enclosed) is being deposited with the U.S. Postal Service as Express Mail, Label No. EL800474878US, in an envelope addressed to: Box Missing Parts, Assistant Commissioner for Patents, Washington, D.C. 20231, on November 9, 2001.

By:
Diane Branham



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/963,341 | 09/24/2001 | Erwin Mattes | P-204.00CON |

CONFIRMATION NO. 2146

FORMALITIES LETTER



OC000000006932574

Baxter Healthcare Corporation
P.O. Box 15210
Irvine, CA 92614

Date Mailed: 10/18/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE